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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/632,449	
	Filing Date	July 31, 2003	
	First Named Inventor	Le et.al.	
	Art Unit	3682	
	Examiner Name	Justin Krause	
Total Number of Pages in This Submission	3	Attorney Docket Number	1229.0001

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Jeffrey Wax, Wax Law Group, 2118 Wilshire Blvd., Ste. 407, Santa Monica, CA 90403	
Signature		
Printed name	Jeffrey Wax	
Date	May 20, 2006	Reg. No. 51,364

CERTIFICATE OF TRANSMISSION/MAILING		
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Typed or printed name	Virginia Wilson	Date May 20, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box-1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Le, et. al.

Application No.: 10/632,449

Filed: July 31, 2003

For: **METHOD AND SYSTEM FOR
WITHSTANDING SHOCK IN A
SPINDLE MOTOR**

Examiner: Justin Krause

Art Group: 3682

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Election pursuant to 35 U.S.C. §121 is required by the Office Action mailed April 25, 2006 to either one of:

Species 1: Figure 2

Species 2: Figure 3

Species 3: Figure 7

Applicant hereby elects Species 2: Figure 3 for all claims subject to the restriction requirement in the immediate patent application, since an election is required. Further, Applicants traverse the restriction requirement as to Figure 2 and Figure 3. The Office action states:

“Figure 2 shows a shaft passing through an opening in the thrust plate as well as 2 sets of grooves. Figure 3 shows a solid thrust plate and no grooves.” (Office Action, page 3, par. 1)


Applicants submit that Fig. 3 illustrates an enlargement of a portion of Fig. 2, having a varied cross section, thus the thrust plate appearance is changed. Further, the grooves appearing in Fig.

2 are also present in Fig. 3 as illustrated by asymmetric groove apex 242 and symmetric groove apex 246. Additionally, the Brief Description of the Drawings states that Fig. 3 is another sectional side view of a hydrodynamic bearing spindle motor illustrating a closer and more detailed view of features... Applicants reserve any traverse as to the restriction requirement involving Fig. 7.

Applicants additionally request that, upon the allowance of a generic claim, the species not elected as defined by the Office Action be included and written in dependent form or otherwise include all the limitation of an allowed generic claim as provided by 37 CFR 1.141.

Respectfully submitted,
THE WAX LAW GROUP

Dated: May 20, 2006

By: 
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 20, 2006.


Virginia Wilson

5.20.2006
May 20, 2006